IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 15616 of 1999

Between:

M/s. Netaji Labour Contract Cooperative Society Limited,

Mukundapur Village,Nuthanakal Mandal, Nalgonda District,

Rep.by its President M.Somaiah.

..... PETITIONER

AND

1. The Govt. of Andhra Pradesh, rep. By its Secretary,

Panchayat Raj Department, Secretariat buildings,

Hyderabad.

2. The Chief Engineer, Panchayat Raj Department,

Erram Manzil, Hyderabad.

3. The Superintending Engineer, Panchayat Raj Circle,

Nalgonda, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in calling for Tenders by clubbing some of the minor works belonging to different Mandals by treating it as Package of works and calling tenders only from the Class-I and Class-III Contractors, and thereby disentitling the Labour Contract Cooperative Societies to get exemptions granted as per Government Orders is arbitrary, unjust and set aside the tender Notice No.HD/TENDER/511/4/NRRM/1999-2000, Dt.10.7.1999 and

consequently direct the respondents to call for tenders for the execution of works of respective Mandals separately and thereby the Labour Contract Cooperative Societies to get exemptions of payment of E.M.D., experience of work and other concessions as per Government Orders in participating the tenders and execution of the works of the respondents department.

For the Petitioner:MR.K.MURALIDHAR REDDY,Advocate.

For the Respondents: Government Pleader for Panchayat Raj.

The Court made the following :

ORDER

Pursuant to the judgment of this court dt. 10-3-98 in WP No.12975/96 and batch, reported in SRI JANAKIRAMA VADDARA LABOUR CONTRACT CO-OPERATIVE SOCIETY V. EXECUTIVE ENGINEER (1998(3) ALT 808 DB), the Government issued G.O.Ms.No.52 Transport, Roads & Buildings (B.I-1) dt. 18-3-2000 granting certain concessions to the Labour Contract Co-operative Societies of Scheduled Castes and Scheduled Tribes with regard to deposit of EMD amount at the time of filing tenders. In view of the same, no cause survives for adjudication.

The writ petition is accordingly dismissed. No costs.

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07-07-2004

cs/kmr

To

1.The Secretary, Govt. of Andhra Pradesh, Panchayat Raj Department,

Secretariat Buildings, Hyderabad.

2.The Chief Engineer, Panchayat Raj Department, Erramanzil,

Hyderabad.

3.The Superintending Engineer, Panchayat Raj Circle, Nalgonda,

Nalgonda District.

4.2 CCs to the Government Pleader for Panchayat Raj, High Court

Buildings, Hyderabad (O.U.T.).

5.2CD copies.